

Decision No. 24704.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of
 THE WESTERN PACIFIC RAILROAD COMPANY
 for authority to discontinue an
 agency at Irvington in the County of
 Alameda, State of California.

Application No. 18015.

ORIGINAL

BY THE COMMISSION:

ORDER

The Western Pacific Railroad Company, a corporation, on March 7, 1932, applied for authority to abandon its agency at Irvington Station in Alameda County, State of California.

Accompanying the application is a statement showing the amount of business transacted at Irvington Station during the calendar year ending December 31, 1931, as follows:

<u>Items</u>	<u>Number</u>	<u>Revenue for Year 1931</u>
Passenger tickets sold	0	0
Less-than-Carload Shipments Received	643	\$ 794.67
Less-than-Carload Shipments Forwarded	43	46.16
Carload Shipments Received	18	1,822.73
Carload Shipments Forwarded	1	152.78
Total Revenue		<u>\$2,826.34</u>

It is shown in the application that the nearest agency station to the west of Irvington is Niles, located a distance of 4.1 miles, and Milpitas to the east, 7.6 miles. It is alleged in the application that the abandonment of said agency will not involve the abandonment of any facilities; that the station will be continued as a non-agency station and that, in

applicant's opinion, the continued maintenance of the agency is not necessary for the business of the applicant or for the public.

The California Farm Bureau Federation on March 10, 1932, signified, in writing, that it does not object to the granting of this application.

A member of the Transportation Division of the Commission's Engineering Department has made an investigation of this matter and his report shows that interested shippers and receivers of freight have indicated that they do not desire to oppose the granting of this application.

The company has indicated that it plans to take care of the less-than-carload shipments by storing them in warehouse under lock and key and appointing a custodian for the key.

It appears that a public hearing is not necessary herein and that the application should be granted, therefore

IT IS HEREBY ORDERED that The Western Pacific Railroad Company is hereby authorized to abandon its agency at its station of Irvington, located on the San Jose Branch of its Western Division, in Alameda County, and to change its station records and tariffs accordingly; provided that said station be continued as a non-agency station, subject to the following conditions:

- (1) Applicant shall give the public at least ten (10) days notice prior to the abandonment of said agency by posting notices in a conspicuous place at said station.
- (2) Applicant shall continue said station as a non-agency station.
- (3) Less-than-carload shipments shall be stored under lock and key in the company's warehouse, the key thereto to be obtained from custodian located at or near said station.
- (4) Applicant shall, within thirty (30) days thereafter,

notify this Commission, in writing, of the abandonment herein authorized and of its compliance with the conditions hereof.

- (5) The authorization herein granted shall lapse and become void if not exercised within one (1) year from the date hereof unless further time is granted by subsequent order.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 14th day of April, 1932.

C. J. Seamy
Leon A. Widney
M. J. C.
M. B. Harris
Frederic H. Stewart
Commissioners.